

**COMBINED DECLARATION AND POWER OF ATTORNEY**

(PATENT - ORIGINAL, DESIGN, NATIONAL STAGE OF PCT)

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type: (check one applicable item below)

X

Original

Design

National stage of PCT

**INVENTORSHIP DECLARATION**

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: INDICATOR CONTROL SYSTEM FOR CONSTRUCTION MACHINE

**SPECIFICATION IDENTIFICATION**

the specification of which:

X
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is attached hereto.

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was filed on \_\_\_\_\_ as Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

NOTE: *Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.*

X
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was described and claimed in PCT International Application No. PCT/JP2004/018804 filed on 16/Dec/04 and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

**ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all known information which is material to patentability as defined in Title 37, Code of Federal Regulations. § 1.56.

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In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.97.

**PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

no such applications have been filed.

X	

such applications have been filed as follows.

*NOTE: Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim.*

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Country	Application Number	Date of Filing	Priority Claimed under 37 U.S.C. 119
Japan	2003-431632	Dec. 25, 2003	<u>X</u> Yes <u>      </u> No
PCT	PCT/JP2004/018804	Dec. 16, 2004	<u>X</u> Yes <u>      </u> No
			<u>      </u> Yes <u>      </u> No

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

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\_\_\_\_\_

**POWER OF ATTORNEY**

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: **customer no. 08933**

Lewis F. Gould, Jr., Registration No. 25,057; Stephan P. Gribok, Registration No. 29,643; Peter J. Cronk, Registration No. 32,021; Richard A. Paikoff, Registration No. 34,892; Samuel W. Apicelli, Registration No. 36,427; Paul A. Schwarz, Registration No. 37,577; Steven E. Koffs, Registration No. 37,163; Joseph Powers, Registration no. 47,006.

Please direct all correspondence to: CUSTOMER NUMBER 08933

DM2645051.1

Full name of fourth inventor, Satoshi FUJII

Inventor's signature Satoshi Fujii

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**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the application or any patent issued thereon.

**SIGNATURE (S)**

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Inventor's signature Hideo Yamada

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